

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

UNITED STATES OF AMERICA,

v.

1:10-cr-573

GIRIDHAR SEKHAR,

Defendant.

**THOMAS J. McAVOY,
Senior United States District Judge**

ORDER

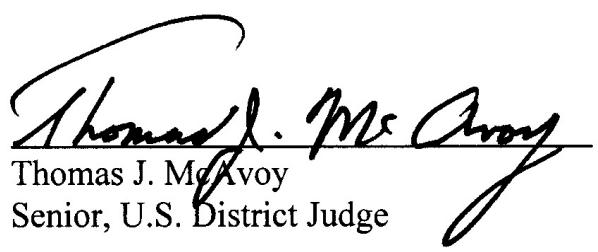
Upon the Mandate of the United States Court of Appeals for the Second Circuit [dkt. # 121], and Sekhar's motion for expedited relief [dkt. # 122], the Indictment in this matter [dkt. # 6] is **dismissed** and the Judgment of Conviction of Giridhar C. Sekhar [dkt. # 106] is **vacated**.

Sekhar's motion [dkt. # 122] for return of his passport is **granted**. Sekhar should contact the U.S. Department of State, Office of Passport Policy and Advisory Services, 2100 Pennsylvania Avenue, NW, 3rd Floor, Washington, D.C. 20037 and provide a copy of this Order for return of his passport.

Sekhar's motion [dkt. # 122] for an order sealing the record in this case is **denied**. Sekhar offers no reason to overcome the public's constitutional and common law rights to access this judicial proceeding, and the Court finds none.

IT IS SO ORDERED.

Dated:October 10, 2013



The image shows a handwritten signature in black ink, which appears to be "Thomas J. McAvoy". Below the signature, there is printed text identifying the person.

Thomas J. McAvoy
Senior, U.S. District Judge